

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION

No. 7:16-MJ-1208-RJ-2

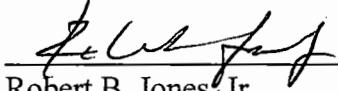
UNITED STATES OF AMERICA)
)
 v.)
)
 DAENZAL XAVIER MURPHY,)
)
 Defendant.)

This matter came before the court for a preliminary hearing regarding the criminal complaint against Defendant and for a hearing on the government's motion, pursuant to 18 U.S.C. § 3142(f), to detain Defendant pending further proceedings. On October 19, 2016, the government charged Defendant in a criminal complaint with allegedly distributing a quantity of heroin, a Schedule I controlled substance in violation of 21 U.S.C. § 841(a)(1). [DE-1].

At the hearing the government presented the testimony of Wilmington Police Department Gang Analyst Robin Pasco and FBI Special Agent James Sye. Defendant, represented by counsel, presented no evidence on probable cause. Defendant presented his sister to serve as a third-party custodian. The court has considered the hearing testimony, exhibits entered and the pretrial services report, which was prepared by the Office of Pretrial Services and provided to the parties in advance of the hearing. The court finds that the credible and information presented by Agent Sye establishes probable cause to support the charges of the criminal complaint.

After conducting a hearing in accordance with 18 U.S.C. § 3142(f), the court was satisfied there were conditions that could be imposed upon Defendant to reasonably assure of Defendant's appearance and the safety of any other person and the community. The court has issued its condition of Defendant's release by separate order.

So ordered, the 1st day of November 2016.



Robert B. Jones, Jr.,
United States Magistrate Judge